USSN: 09/487,023
Attorney Docket No.:21327-0701 US1

Certificate of Mailing/Transmission (37 C.F.R. § 1.8):

Certificate of Mailing/Transmissi

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Parkash Gill, et al.

Assignee:

Not Assigned

Filing Date:

January 19, 2000

Examiner:

McGarry, Sean

Serial No.:

09/487,023

Group Art Unit:

1635

Title:

METHOD OF COMPOSITION FOR TREATMENT OF KAPOSI'S SARCOMA

RECEIVED

Assistant Commissioner for Patents Washington, D.C. 20231

NOV 2 9 2002

**TECH CENTER 1600/2900** 

### INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. § 1.56, the references listed on the attached Form PTO-1449 are being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application.

It is respectfully requested that the Examiner indicate consideration of the cited references by returning a copy of the attached form PTO 1449 with initials or other appropriate marks.

The Commissioner is hereby authorized to charge Deposit Account No. 50-1193, Docket No. 21327-0701 US1 for any additional fees required in connection with the filing of this Information Disclosure Statement.

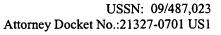
## I. Timing of the Information Disclosure Statement:

This Information Disclosure Statement is filed:

With the new patent application submitted herewith.
 Within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d).
 Within three months of the date of entry of the national stage of an international application under 37 C.F.R. § 1.491.
 Before the mailing of a first Office Action on the merits. In the event, however, that an Office Action on the merits has crossed in the mail with this Information Disclosure Statement, the Commissioner is hereby authorized to charge Deposit Account No. 50-1193, Docket No. [insert docket no. here] for any fees set forth in 37 C.F.R. § 1.17(p).

USSN: 09/487,023 Attorney Docket No.:21327-0701 US1

Before the mailing of a first Office Action with or after the filing of a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114.
After the mailing of the first Office Action and more than three months after the application's filing date; or date of entry of the national stage of an international application, but, as far as is known to the undersigned, prior to the mailing date of either a Final Office Action or a Notice of Allowance. Certification OR a fee is required as specified in 37 C.F.R. § 1.97(c).
The undersigned certifies that each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
The undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, no item was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
The Commissioner is hereby authorized to charge Deposit Account No. 50-1193, Docket No. 21327-0701 US1 for the fee set forth in 37 C.F.R. § 1.17(p)and any additional required fees.
After the mailing date of either a Final Office Action or a Notice of Allowance, but on or before payment of the Issue Fee. Certification AND a fee is required as specified in 37 C.F.R. § 1.97(d).
The undersigned certifies that each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
The undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, no item was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
In addition, the Commissioner is hereby authorized to charge Deposit Account No. 50-1193, Docket No. [insert docket no. here] for the fee set forth in 37 C.F.R. § 1.17(p)and any additional required fees.
the Cited Items:
Copies of all of the items listed on the attached Form PTO-1449 are enclosed.
Copies of only the following items listed on the attached Form PTO-1449 are enclosed:





Copies of those items which are marked with	n an asterisk (*) in the attacl	hed Form
PTO-1499 are not supplied because they we	re previously cited by or sub	mitted to
the Patent Office in a prior Application No.	, filed	and relied
upon in this application for an earlier filing of	late under 35 U.S.C § 120.	See
37 C.F.R. § 1.98(d).		

Copies of those items which are marked with an asterisk (\*\*) in the attached Form PTO-1499 were cited in a foreign examination report in a related case. A copy of the search report and the cited references not already of record in this application are attached hereto.

# III. Concise Explanation of Relevance:

A concise explanation of relevance of the items listed on Form PTO-1449 is not
given.

A concise explanation of relevance of the items listed on Form PTO-1449 is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references (copy attached).

### IV. Conclusion:

Citation of the above documents shall not be construed as:

- 1. a representation that a search has been made;
- 2. an admission that the information cited herein is, or is considered to be, material to patentability as defined in § 1.56(b);
- 3. an admission that the documents are necessarily prior art with respect to the instant invention.

DATE: November 2°, 2002 Respectfully submitted,

By: Chris J. Ullsperger, Ph.D.

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